



41 2653/84
PATENT

Attorney Docket No.: 041514-5162

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Takayuki NOMOTO et al.) Confirmation No: 2829
Application No.: 10/006,987) Group Art Unit: 2653
Filed: December 10, 2001) Examiner: Psitos, Aristotelis M
For: OPTICAL DISC HAVING PITS OF)
DESIRED TAPERED ANGLE)

Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents listed on the attached PTO Form 1449. This Information Disclosure Statement is being filed after the events recited in § 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final Office Action, a Notice of Allowance, or any action that otherwise closes prosecution in the above-referenced application. The Commissioner is hereby authorized to charge **\$180.00** as specified by § 1.17(p) to **Deposit Account No. 50-0310**, for this Information Disclosure Statement under the provisions of 37 C.F.R. § 1.97(c).

The listed U.S. Patent 5,883,879 document was cited in a Republic of China (R.O.C.) Office Action dated October 17, 2003 issued by the Intellectual Property Bureau of the Ministry of Economic Affairs of the Republic of China in a counterpart application. A copy of the R.O.C.

Office Action and an English-language translation of the same are enclosed for the Examiner's consideration.

The remaining listed documents contained in this Information Disclosure Statement (IDS) were cited in an Office Action issued on November 27, 2003 by the Korean Patent Office in a counterpart Korean Patent Application. A copy of the Korean Office Action and an English-language translation of the same are enclosed for the Examiner's consideration.

The following documents are in a language other than English:

- 1) KR 2001-0053151. As for relevance, a partial English-language translation of this document is attached. Also for relevance, this document is cited in the attached Korean Office Action and attached English-language translation of the same.
- 2) JP 11-7658. As for relevance, an English-language Abstract is attached. Also for relevance, this document is cited in the attached Korean Office Action and attached English-language translation of the same.

Copies of the listed documents are attached. Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

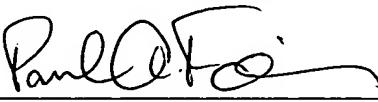
This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitutes "Prior Art." If it should be determined that the listed documents do not constitute "Prior Art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should the documents be applied against the claims of the present application.

EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

By: 

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Dated: August 6, 2004

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